

## State Water Resources Control Board

August 24, 2017

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7015 1520 0001 7928 4673**

Mr. Mark Gallagher  
Environmental Manager  
Yosemite Hospitality  
P.O. Box 306  
Yosemite, California 95389  
[gallagher-mark@aramark.com](mailto:gallagher-mark@aramark.com)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT YOSEMITE HOSPITALITY – INDIAN CREEK APARTMENTS,  
9004 VILLAGE DRIVE, YOSEMITE NATIONAL PARK**

Dear Mr. Gallagher:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on August 9, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Plot Plan/Site Map</b> – An approved plot plan/site map indicating the location of the product piping, tanks, and auxiliary equipment with respect to building or other landmarks, such as the street, was not available in CERS or onsite at the time of inspection.	Diesel	August 9, 2017	Ongoing	H&SC 25286(a); 23 CCR 2711(a)(8)
2	<b>Failure to Tag Monitoring Equipment</b> – A current annual monitoring certification sticker was not attached to the liquid sensor in the piping sump at the time of inspection.	Diesel	August 9, 2017	Ongoing	23 CCR 2638(f)

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	<b>Failure to Maintain Tank Information (Form B)</b> – The tank information page in CERS needs to be updated because the piping is listed as double-walled. Single-walled steel piping running through a chase pipe was observed at the time of inspection. Additionally, under corrosion protection, isolation is listed as “no”; however, it should list “yes.”	Diesel	August 9, 2017	Ongoing	23 CCR 2711(a)
4	<b>Failure to Maintain Facility Information (Form A)</b> – In CERS under financial responsibility mechanisms, state fund, and CFO letter lists “yes;” however it should list “no.”	Diesel	August 9, 2017	Ongoing	23 CCR 2711(a)
5	<b>Failure to Maintain Monitoring Equipment According to Manufacturer’s Instructions</b> – At the time of inspection, the tank annular and piping sump sensors were observed with epoxy-pack splices located outside of the explosion proof junction boxes.	Diesel	August 9, 2017	Ongoing	23 CCR 2638(a)
6	<b>Failure to Meet Design and Construction Requirements for Safe Suction Piping</b> – To meet design and construction requirements for safe suction piping, no valves or pumps are installed below grade in the suction line and only one check valve is located directly below and as close as practical to the suction pump. A ball-valve on the product lines located within the tank access manway was observed at the time of the inspection.	Diesel	August 9, 2017	Ongoing	23 CCR 2636(a)(3)(C)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Mariposa County Health Department within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Douglas McDevitt  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[douglas.mcdevitt@waterboards.ca.gov](mailto:douglas.mcdevitt@waterboards.ca.gov)

**Local CUPA**

Ms. Carolyn Coder  
Registered Environmental Health Specialist  
Mariposa County Health Department  
5100 Bullion Street  
Mariposa, California 95338  
[ccoder@mariposacounty.org](mailto:ccoder@mariposacounty.org)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: (via email only)

Ms. Rebecca Thompson  
Director of Sustainability, Safety and Compliance  
Yosemite Hospitality  
[thompson-rebecca1@aramark.com](mailto:thompson-rebecca1@aramark.com)

Ms. Amy Grove  
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Mr. James Samuel  
Director of Transportation  
Yosemite Hospitality  
[samuel-james@aramark.com](mailto:samuel-james@aramark.com)

Ms. Carolyn Coder  
Registered Environmental Health Specialist  
Mariposa County Health Department  
[ccoder@mariposacounty.org](mailto:ccoder@mariposacounty.org)

Mr. Dave Conway, Director  
Mariposa County Environmental Health  
[dconway@mariposacounty.org](mailto:dconway@mariposacounty.org)